

MEETINGS TO DATE 24  
NO. OF REGULARS 17  
NO. OF SPECIALS 7

LANCASTER, NEW YORK  
SEPTEMBER 7, 1993

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 7th day of September, 1993 at 8:00 P.M. and there were

PRESENT: ROBERT H. GIZA, COUNCILMAN  
DONALD E. KWAK, COUNCILMAN  
PATRICK C. POKORSKI, COUNCILMAN  
THOMAS H. VAN NORTWICK, COUNCILMAN  
LUCIAN J. GRECO, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK  
ROBERT H. LABENSKI, TOWN ENGINEER  
JOSEPH F. REINA, TOWN ATTORNEY  
ROBERT L. LANEY, BUILDING INSPECTOR  
JOHANNA M. COLEMAN, RECEIVER OF TAXES  
THOMAS E. FOWLER, CHIEF OF POLICE

EXECUTIVE SESSION:

At 9:05 p.m. the Town Board went into Executive Session for the announced purpose of discussing a labor contract settlement with the Police Benevolent Association. At 9:30 p.m. the Town Board reconvened with all members present. The Town Clerk reported that the Town Board took no official actions in Executive Session.

**PUBLIC HEARING SCHEDULED FOR 8:15 P.M.:**

At 8:15 P.M., the Town Board held a Public Hearing to hear all interested persons upon the proposed Special Use Permit Application of Aliene D. Wielkiewicz for a beauty salon operation within a single-family dwelling unit on premises locally known as 263 Warner Road in the Town of Lancaster, pursuant to the provisions of Chapter 50, Zoning, Section 17(F) of the Code of the Town of Lancaster.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

The Town Clerk presented copies of letters which were mailed to the Petitioner and the Erie County Division of Planning, notifying them of the time and place of this Public Hearing.

The Town Clerk presented a letter from the Town of Lancaster Planning Board to the Town Board recommending approval of the proposed rezone.

**PROPOSERS****ADDRESS**

Aliene D. Wielkiewicz, the petitioner

**OPPOSERS****ADDRESS**

None

**COMMENTS & QUESTIONS****ADDRESS**

None

ON MOTION BY COUNCILMAN KWAK, AND SECONDED BY COUNCILMAN VAN NORTWICK AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:17 P.M.

The Supervisor informed those present that the Town Board would reserve decision on this matter.

File: BD.MIN

32X1

PRESENTATION OF PREFILED RESOLUTIONS BY COUNCILMEN:

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town  
Board held on August 16, 1993 be and hereby are approved.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN POKORSKI	VOTED	YES
COUNCILMAN VAN NORWICK	VOTED	YES
SUPERVISOR GRECO	VOTED	YES

September 7, 1993

File: R.MIN (P1)

32x1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
POKORSKI , TO WIT:

WHEREAS, the Lancaster Central School District has requested the Town of Lancaster Youth Bureau to continue to furnish a Coordinator, under a contract with the Town, for its Youth-at-Risk and Community Partnership Grant Program, and

WHEREAS, the School District will provide 100% of the cost of direct salary and fringe benefit costs to the Town for providing this service to the District, and

WHEREAS, the Executive Director of the Lancaster Youth Bureau has, by letter dated August 31, 1993, recommended the appointment of PAMELA REINIG, 7 Woodlawn Avenue, Lancaster, New York, to the position of Program Leader (Youth) in the Youth Bureau at an hourly rate of \$13.50, plus certain fringe benefits, effective September 8, 1993,

NOW, THEREFORE, BE IT  
RESOLVED, as follows:

1. That the Supervisor of the Town of Lancaster is hereby authorized to enter into an Agreement with the Lancaster Central School District for the purpose of the Town of Lancaster Youth Bureau providing a Coordinator for the Lancaster Central School District's Youth-at-Risk and Community Partnership Grant Program for the period September 8, 1993 to June 30, 1994, with the School District paying 100% of the cost of direct salary, plus fringe benefits to the Town, to wit: Approximately \$14,830.00 which includes approximately \$11,988.00 for direct salary and \$2,842.00 for fringe benefits to be paid in installments of \$5,793.00 on or about October 1, 1993, and \$9,037.00 on or about January 1, 1994.

2. That the Town Board of the Town of Lancaster hereby appoints PAMELA REINIG, 7 Woodlawn Avenue, Lancaster, New York, to the temporary position of Program Leader (Youth) for the period September 8, 1993 through June 30, 1994, at an hourly rate of \$13.50, with future increases at the recommendation of the Executive Director of the Youth Bureau and subject to availability of funds from the Lancaster Central School District, based upon a Contract Agreement with the said School District as herein stated, and

3. That the following amendments to the 1993 General Fund Budget be and are hereby adopted:

		INCREASE
A2379	Estimated Revenues	\$5,793.
A4320	Appropriations	5,793.

Subsidiary Ledger - Revenues

A2379	Program Leader (Youth) LCSD Contribution	5,793.
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Subsidiary Ledger Appropriations

A4320.1	Mental Health Program - Pers. Serv.	\$4,666.
A9060	Hospital/Medical/Dental Insurance	741.
A9030	Social Security	357.
A9055	Disability Insurance	29

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 7, 1993

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN VAN NORTWICK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, the Twin District Volunteer Fire Company, Inc., by letter dated August 17, 1993, has requested the addition of two members to the active roster of said fire association, and the deletion of two members from the membership roster of said fire association,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the additions to and deletions from the membership of the Twin District Volunteer Fire Company, Inc. of the following individuals:

ADDITION

Patrick Raichel  
517 Lake Avenue  
Lancaster, New York 14086

Jeffrey Raichel  
517 Lake Avenue  
Lancaster, New York 14086

DELETIONS

Thomas Bronisz  
4805 Transit Road - Apt. 1706  
Depew, New York 14043

Todd Napier  
4805 Transit Road - Apt. 102  
Depew, New York 14043

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 7, 1993

File: R.FIRE (P3)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
COUNCILMAN KWAK, WHO MOVED  
ITS ADOPTION, SECONDED BY SUPERVISOR  
GRECO, TO WIT:

WHEREAS, Charter Motor Inn of Buffalo Inc., d/b/a Ramada Inn has applied for a license to operate and maintain a Game Room on premises located at 6643 Transit Road, within the Town of Lancaster, pursuant to Chapter 17 of the Code of the Town of Lancaster, and

WHEREAS, the application was referred to the Building Inspector and the Chief of Police for review and recommendation, and

WHEREAS, the Building Inspector and Chief of Police have completed their review and made a formal, favorable recommendation to the Town Board on the issuance of this license,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby authorized to issue a license to Charter Motor Inn of Buffalo Inc., d/b/a Ramada Inn to operate and maintain a Game Room on premises located at 6643 Transit Road, Lancaster, New York, and

BE IT FURTHER

RESOLVED, that said license shall be issued for the one (1) year period of September 7, 1993 to September 7, 1994 in accordance with the application of the petitioner, as filed in the Town Clerk's Office, for five (5) amusement devices.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN POKORSKI	VOTED	YES
COUNCILMAN VAN NORTWICK	VOTED	YES
SUPERVISOR GRECO	VOTED	YES

September 7, 1993

File: R.LICENSES (P1)

32x1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN VAN NORTWICK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
POKORSKI, TO WIT:

WHEREAS, by memorandum dated August 12, 1993, the Supervisor has  
requested the transfer of funds from the 1993 Special Districts Fund Budget to  
cover the cost of maps circulated in 1993 for refuse,

NOW, THEREFORE, BE IT

RESOLVED, that the following transfer within the 1993 Adopted  
Special Districts Fund Budget be and is hereby approved:

SPECIAL DISTRICTS FUND

TRANSFER FROM:

SR8160.413 Recycling Equipment

AMOUNT

10,000.00

TRANSFER TO:

SR8160.403 Printing and Advertising

10,000.00

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 7, 1993

File: R.AOCT.TRANSFER (P2)

32x1



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN POKORSKI, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
VAN NORTWICK, TO WIT:

WHEREAS, N.O.L. Development, Inc., P.O. Box 466, West Seneca, New York 14224, the contractor for the Milton Drive - Town and Village of Lancaster Drainage Project, has submitted Change Order No. 3 in the amount of \$3,854.99 to the Town Board for its approval, and

WHEREAS, the Town Engineer of the Town of Lancaster has recommended such change order,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves Change Order No. 3 to N.O.L. Development, Inc. with respect to the Milton Drive - Town and Village of Lancaster Drainage Project, according to the following description of change to contract:

DESCRIPTION OF CHANGE ORDER NO. 3:

A. Remove and reset village provided receiver grate. Top dress 5 back yards with screened topsoil. Concrete in place village provided flap gate	\$2,354.99
B. Item #610-0201 - 1 acre seeding 08/17/93	\$1,500.00

COMPENSATION FOR CHANGE ORDER NO. 3:

NET INCREASE FOR CHANGE ORDER NO. 3	\$3,854.99
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and,

BE IT FURTHER

RESOLVED, that the Supervisor be and is hereby authorized to execute this change order on behalf of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 7, 1993

File: R.CHANGE.ORDER (P2)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GRUBO , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
PORORSKI , TO WIT:

WHEREAS, the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster provide for the adoption and enactment of Local Laws, and

WHEREAS, after review and consideration, the Town Board of the Town of Lancaster deems it in the public interest to enact a Local Law to be designated as Article III, Tax Exemption for Residential Capital Improvements, of Chapter 40 of the Code of the Town of Lancaster, which reads as follows:

TAXATION

CHAPTER 40  
TAXATION

ARTICLE III

Tax Exemption for Residential  
Capital Improvements

Local Law No.  
1993

A LOCAL LAW EXEMPTING RESIDENTIAL CAPITAL IMPROVEMENTS FROM TAXATION AND  
SPECIAL AD VALOREM LEVIES.

- 40-13 Legislative intent.
- 40-14 Eligibility.
- 40-15 Exemption.
- 40-16 Application.
- 40-17 Reconstruction, alteration or improvement not eligible.
- 40-18 Termination of exemption.
- 40-19 When effective.

BE IT ENACTED, by the Town Board of the Town of Lancaster, New York, as  
follows:

40-13. Legislative intent.

This Local Law is enacted pursuant to the authority granted in  
Section 421 (f) of the Real, Property Tax Law of the State of New  
York, wherein towns may adopt a local law exempting residential  
capital improvements from taxation and special ad valorem levies,  
and shall be known as Local Law No. \_\_\_ of the Year 1993 and  
designated as Article III of Chapter 40 of the Code of the Town of  
Lancaster.

40-14. Eligibility.

The exemption granted herein shall be applicable to the  
reconstruction, alteration or improvements of and to any building or  
structure designed and occupied exclusively for residential purposes  
by not more than two families, provided:

- A. Such reconstruction, alteration or improvements were  
commenced subsequent to the date this law was enacted;
- B. The value of such reconstruction, alteration or improve-  
ment exceed three thousand dollars (\$3,000.);
- C. The greater portion, as so determined by square footage,  
of the building reconstructed, altered or improved is at  
least five (5) years old; and
- D. The reconstruction, alteration or improvement made would  
otherwise result in an increase in the assessed valuation of  
the real property.

40-15. Exemption.

- A. Such building shall be exempt for a period of one year to the  
extent of One Hundred per cent (100%) of the increase in  
assessed value thereof attributable to such reconstruction,  
alteration or improvement, and for an additional period of  
seven years provided:

- 1. That the extent of such exemption shall be decreased by  
twelve and one-half per centum (12-1/2%) of the initial  
exemption each year during such additional period, and

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2. That such exemption shall be limited to \$25,000.00 in increased market value of the property attributable to such reconstruction, alteration or improvement, and any increase in market value greater than such amount shall not be eligible for the exemption pursuant to this Section.

B. For the purposes of this Section, the market value of the reconstruction, alteration or improvement shall be equal to the increased assessed value attributable to such reconstruction, alteration or improvement, divided by the Class I ratio in a special assessing unit or the most recently established state equalization rate or special equalization rate in the remainder of the State, except where the State equalization rate or special equalization rate equals or exceeds ninety-five percent (95%), then the increased value attributable to such reconstruction, alteration or improvement shall equal the market value of such reconstruction, alteration or improvement.

40-16. Application.

- A. Such exemption shall be granted only upon application by the owner of such building on a form prescribed by the New York State Board of Equalization and Assessment. The original of such application shall be filed with the Town of Lancaster's Assessor's Office on or before the appropriate taxable status date of the Town. A copy thereof shall be filed by the Assessor with the State Board of Equalization and Assessment;
- B. If the assessor is satisfied that the applicant is entitled to an exemption as herein provided, he shall approve the application and such building shall thereafter be exempt from taxation and special ad valorem levies as herein provided, commencing with the assessment roll prepared after the taxable status of the Town; and
- C. The assessed value of any exemption granted pursuant to this local law shall be entered by the assessor on the portion of the assessment roll provided for property exempt from taxation.

40-17. Reconstruction, alteration or improvement not eligible.

The terms "reconstruction", "alteration" and "improvement" shall not include ordinary maintenance and repairs.

40-18. Termination of exemption.

No local law or resolution shall reduce or repeal an exemption granted pursuant to this Local Law until the expiration of the period for which such exemption was granted; provided, however, that in the event that a building granted an exemption pursuant to this Local Law ceases to be used primarily for residential purposes or title thereto is transferred to other than the heirs or distributee of the owner at any time during the period for which an exemption was granted, then in either case, the exemption granted pursuant to this Local Law shall cease.

40-19. When effective.

This Local Law shall take effect after filing and publication as required by Law.

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster, a Public Hearing on the proposed Local Law to be designated as Article III, Tax Exemption for Residential Capital Improvements, Chapter 40 of the Code of the Town of Lancaster, will be held at 8:30 o'clock P.M., Local Time, on the 20th day of September, 1993, at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York and that Notice of such Public Hearing be published on the 9th day of September in the Lancaster Bee, being a newspaper of general circulation in said Town, and posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof, and

BE IT FURTHER

RESOLVED, that the Town Clerk is directed to make copies of this proposed Local Law for inspection by and distribution to any person during business hours.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 7, 1993

32x1

LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 7th day of September, 1993, the said Town Board will hold a Public Hearing on the 20th day of September, 1993, at 8:30 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon a proposed Local Law, designated as ARTICLE III, Tax Exemption for Residential Capital Improvements, Chapter 40 of the Code of the Town of Lancaster, which law is briefly described as follows:

"A Local Law exempting residential capital improvements from taxation and special ad valorem levies."

A complete copy of this proposed Local Law is available at the office of the Town Clerk for inspection and distribution to any person during business hours.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE  
TOWN OF LANCASTER

By: ROBERT P. THILL  
Town Clerk

September 7, 1993

File: Local Law.93.CPTR.40.ART.3

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GRECO , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
VAN NORTWICK , TO WIT:

WHEREAS, Section 6-c of the General Municipal Law has authorized the Town Board of the Town of Lancaster, along with Town Boards of all other towns within the State of New York, to establish a contingency and tax stabilization reserve fund under the terms and conditions therein contained, and

WHEREAS, the Town Board has determined that it would be in the best interests of the residents of the entire Town and as a matter of fiscal responsibility, to establish a contingency and tax stabilization reserve fund for the Town of Lancaster;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby establishes a Contingency and Tax Stabilization Reserve Fund ("CATSRF") under the terms and conditions contained in Section 6-c of the General Municipal Law, which said terms and conditions are now briefly set forth:

1. Appropriation for the CATSRF may be made only from budgetary appropriation "Unappropriated Cash Surplus", in the General Fund and Highway Fund portions of the annual town-wide budget of the Town of Lancaster, and from such revenues as are not required by law to be paid into any other fund or account.
2. The balance in the CATSRF cannot exceed 10% of the General Fund and Highway Fund portion of the annual town-wide budget for the Town of Lancaster for the fiscal year for which the appropriation is made. If the balance exceeds 10% in any fiscal year, such excess must be used to reduce real property taxes for the next succeeding fiscal year.
3. The CATSRF shall remain separate and apart from all other funds of the Town, and the Supervisor shall make an annual report to the Town Board of the operation and condition of the CATSRF during the preceding fiscal year.
4. The monies in the CATSRF may only be used for three purposes:
  - a. To finance an unanticipated revenue loss chargeable to the general fund and/or highway fund portion of the annual town-wide budget.

Unanticipated revenue loss means estimated revenue which is rendered unreceivable because of a change in Federal or State laws, rules or regulations, a court order, judgment or decree, or other circumstance which takes effect or occurs after final adoption of the annual budget and which could not have been reasonably anticipated prior to the final adoption of the annual budget.

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The monies in the CATSRF may only be used to finance that portion of said loss which, as a matter of law, cannot be financed with amounts available in any other account or fund.

- b. To finance an unanticipated expenditure chargeable to the General Fund and/or Highway Fund portion of the annual budget for the entire Town of Lancaster. Unanticipated expenditure means an expenditure for a specific purpose that is necessitated by a change in Federal or State law, rules or regulations, a court order, judgment or decree, a public emergency, or an industry-wide price, rate or premium increase, which takes effect or occurs after final adoption of the annual town-wide budget and which could not have been reasonably anticipated prior to final adoption of the annual budget. The monies in the CATSRF may only be used to finance that portion of the said expenditure which, as a matter of law, cannot be financed with amounts available in any other account or fund.
  - c. To lessen or prevent any projected increase in excess of five percent (5%) in the amount of the real property tax levy needed to finance the General Fund and/or Highway Fund portion of the annual town-wide budget of the Town of Lancaster.
5. The monies in the CATSRF may be used for the purposes herein stated only upon the recommendation of the Supervisor and the adoption of a resolution appropriating the recommended amount by at least two-thirds of all of the members of the Town Board.
  6. Any officer of the Town shall be guilty of a misdemeanor if he or she willfully and knowingly causes the Town to:
    - a. Appropriate monies from the CATSRF for any purpose not authorized by law;
    - b. Expend any money from the CATSRF for a purpose other than that for which it was appropriated..
  7. This resolution is subject to a permissive referendum. Such permissive referendum shall be governed by Article 7 of the Town Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED NO
COUNCILMAN KWAK	VOTED NO
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 7, 1993

File: R.Tax.Stabilization

32X1



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN VAN NORTWICK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA, TO WIT:

WHEREAS, the developer has requested the Town Board of the Town of Lancaster to accept completed Public Improvements within Glen Hollow Subdivision, Phase I, within the Town of Lancaster, and

WHEREAS, the Town Engineer has inspected the improvements and has recommended the approval thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Public Improvements within Glen Hollow Subdivision, Phase I, be and are hereby approved and accepted by the Town Board of the Town of Lancaster:

P.I.P. No. 326 - Water Line  
P.I.P. No. 327 - Pavement and Curbs  
P.I.P. No. 328 - Storm Sewers

conditioned, however, upon the following:

1. Receipt by the Town Clerk, within 45 days, of deeds, easements title report, title insurance and bill of sale to the improvements for the property conveyed to the Town of Lancaster.
2. Receipt by the Town Clerk, within 45 days, of maintenance bonds for each of the improvements accepted herein in the principal amount of 25% of the value of the improvements accepted.
3. Receipt by the Town Clerk of formal acceptance of the water improvements by the Erie County Water Authority and the Erie County Health Department, and

BE IT FURTHER

RESOLVED, that should the conditions enumerated herein not be met within the stated 45 day period, the Building Inspector and the Town Clerk are directed to suspend the acceptance of building permit applications for construction within this subdivision, or subdivision phase, as the case may be.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 7, 1993  
File: R.P.I.P. (P9)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN VAN NORTWICK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, the developer has requested the Town Board of the Town of Lancaster to accept completed Public Improvements within Windsor Ridge Subdivision, Phase I, within the Town of Lancaster, and

WHEREAS, the Town Engineer has inspected the improvements and has recommended the approval thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Public Improvements within Windsor Ridge Subdivision, Phase I, be and are hereby approved and accepted by the Town Board of the Town of Lancaster:

P.I.P. No. 211 - Water Line  
P.I.P. No. 214 - Storm Sewers  
P.I.P. No. 222 - Pavement and Curbs

conditioned, however, upon the following:

1. Receipt by the Town Clerk, within 45 days, of deeds, easements title report, title insurance and bill of sale to the improvements for the property conveyed to the Town of Lancaster.
2. Receipt by the Town Clerk, within 45 days, of maintenance bonds for each of the improvements accepted herein in the principal amount of 25% of the value of the improvements accepted.
3. Receipt by the Town Clerk of formal acceptance of the water improvements by the Erie County Water Authority and the Erie County Health Department, and

BE IT FURTHER

RESOLVED, that should the conditions enumerated herein not be met within the stated 45 day period, the Building Inspector and the Town Clerk are directed to suspend the acceptance of building permit applications for construction within this subdivision, or subdivision phase, as the case may be.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 7, 1993  
File: R.P.I.P. (P10)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN VAN NORTWICK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, JOSELA ENTERPRISES, INC. has heretofore applied for  
approval of Walden Trace Subdivision, and

WHEREAS, the Planning Board and Town Engineer have given their  
approval to the filing of this subdivision, and

WHEREAS, the Town Board of the Town of Lancaster has considered and  
reviewed the beforementioned project;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby approves  
the subdivision known as Walden Trace Subdivision as filed by Josela  
Enterprises, Inc., and

2. That the Town Clerk be and is hereby directed to properly  
endorse the approval of the Town Board of the Town of Lancaster on the linen  
copy thereof.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 6, 1993

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GRECO, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
POKORSKI, TO WIT:

WHEREAS, Community Blue, one of the health providers of the Town of Lancaster, has notified the Town Board that effective January 1, 1994 dependent students ages 25 years and younger will no longer be covered under the Community Blue Program unless a specific option to do so is optioned by the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a rider to the current Community Blue Insurance Program provided to employees of the Town of Lancaster which rider would in effect provide Community Blue insurance coverage for student dependents to age 25 for participants of the Community Blue Insurance Program sponsored by the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 7, 1993

File: R.INS. (P3)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GRECO, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMAN  
POKORSKI, TO WIT:

WHEREAS, the Supervisor of the Town of Lancaster, by letter dated September 2, 1993, has requested authorization for certain budget line item transfers within the Supervisor's 1993 Budget and the abolition of the position of Director and Administration in the Office of the Supervisor,

NOW, THEREFORE, BE IT

RESOLVED, that the position of Director of Administration and Finance in the Office of the Supervisor be and hereby is abolished effective September 7, 1993, and

BE IT FURTHER

RESOLVED, that the sum of \$8,000.00 from the abolishment of the aforesaid position in Account Code 01.1680 be immediately transferred to Account Code 01.1220.0411 Miscellaneous Contractual Services, and

BE IT FURTHER

RESOLVED, that the remaining sum of \$6,000.00 from the abolishment of the aforesaid position in Account Code 01.1680 be immediately transferred to Account Code 01.1220 Part-time Help Salary.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 7, 1993

File: R.PERS.CREATE.ABOLISH (P6)

32x1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GRECO, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
VAN NORTWICK, TO WIT:

WHEREAS, the Supervisor of the Town of Lancaster, by memorandum dated September 2, 1993, has recommended the appointment of JENNIFER SPISIAK as temporary help, full-time, in the financial and accounting area in the Office of the Supervisor, not to exceed 90 days,

NOW, THEREFORE, BE IT

RESOLVED, that JENNIFER SPISIAK, 58 Pheasant Run Lane, Lancaster, New York 14086, be and is hereby appointed as temporary help, full-time, with no benefits, in the financial and accounting area in the Office of the Supervisor effective September 7, 1993, at an hourly rate of \$10.00 per hour, with no benefits, and

BE IT FURTHER

RESOLVED, that said appointment, made herein, is a temporary appointment, to be terminated no later than ninety days from date of resolution, and

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 7, 1993

File: R.PERS.TEMP (P1)

32x1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GRECO, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA, TO WIT:

WHEREAS, the Erie County Department of Environment and Planning, by letter dated August 5, 1993, has notified the Town Board of the Town of Lancaster of its right to become a member of the newly created Northeast-Southtowns (NEST) Solid Waste Management Board, and

WHEREAS, the Supervisor, by memorandum dated September 3, 1993, has recommended that the Town Board join this newly created board,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute any necessary documents to effect membership of the Town of Lancaster into the newly formed Northeast-Southtowns (NEST) Solid Waste Management Board, and

BE IT FURTHER

RESOLVED, that PATRICK C. POKORSKI, Councilman of the Town of Lancaster, be and is hereby appointed as a member to the Northeast-Southtowns Solid Waste Management Board, and

BE IT FURTHER

RESOLVED, that LUCIAN J. GRECO, Supervisor of the Town of Lancaster, be and is hereby appointed an alternate representative to the Northeast-Southtowns Solid Waste Management Board to act as such in the absence of the Supervisor.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 7, 1993

2x1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN POKORSKI , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, the Town of Lancaster, from time to time, will apply for various grants made available by both New York State and the United States Government, for the betterment of the Town and its residents, and

WHEREAS, it is required that the Town adopt a policy of Non-Discrimination, the substance of which shall be incorporated into any contracts entered into with third persons resulting from the receipt of such grant proceeds;

NOW, THEREFORE, BE IT

RESOLVED, that the policy statement entitled, "Non-Discrimination; Affirmative Action Policy", a copy of which is attached hereto and incorporated herein, be and is hereby adopted as the official policy of the Town of Lancaster, New York.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 7, 1993

File: R.Non.Disc.Afrmtv..Act.Pol.

32x1



## TOWN OF LANCASTER

## NON-DISCRIMINATION; AFFIRMATIVE ACTION POLICY

The Town of Lancaster, herein after referred to as (the Town), shall include all of the following paragraphs (a) through (e), with respect to the performance of its agreement, in every agreement it enters into for work or services, in such a manner that such provision shall be binding upon all parties with whom such agreements are entered into:

- a) The Town shall not discriminate against employees or applicants for employment because of race, creed, color, national origin, ancestry, sex, age, disability or marital status including, but not limited to, recruitment, employment, job assignment, promotion, upgrading, demotion, transfer, layoff or termination, rates of pay or other form of compensation, selection for training or retraining, including apprenticeship and on-the-job training.

The Town shall not discriminate in the selection of any consultant on the basis of the owners, partner's or shareholder's race, color, creed, national origin, sex, age, disability or marital status.

- b) The Town shall request each employment agency, labor union, consultant, and authorized representative or workers with which it has a collective bargaining or other agreements or understanding, to furnish it with a written statement that such employment agency, labor union, consultant, or representative shall not discriminate because of race, creed, color, national origin, ancestry, sex, age, disability or marital status and that such union or representative shall affirmatively cooperate in the implementation of the Town's obligations hereunder.
- c) The Town shall state in all solicitations or advertisements for employees placed by or on behalf of the Town that all qualified applicants shall be afforded equal employment opportunities without discrimination because of race, creed, color, national origin, ancestry, sex, age, disability or marital status.
- d) The Town shall comply with the applicable provisions of the Civil Rights Law of the State, and the Executive Law of the State of New York.
- e) The Town shall take such action in enforcing the foregoing provisions as is provided by law.

## NON-DISCRIMINATION AND AFFIRMATIVE ACTION REQUIREMENTS DEFINITIONS

For the purpose of this Section, the following terms shall have the meanings set forth below:

"Minority" group members or "minorities" shall mean a United States Citizen or permanent resident alien who is and can demonstrate membership in one or the following groups:

1. Black persons having origins in any of the black African racial groups;
2. Hispanic persons of Mexican, Puerto Rican, Dominican, Cuban, Central or Southern America of either Indian or Hispanic origin, regardless of race;
3. Asian and Pacific Islander persons having origins in any of the Far East Countries, Southeast Asia, the Indian Subcontinent, or the Pacific Islands; or
4. Native Americans or Alaskan Native persons having origins in any of the original peoples of North America.

25X1

32X1

"Minority-Owned Business Enterprise" or "MBE" shall mean any business enterprise, including a sole proprietorship, partnership, partnership or corporation that is: at least fifty-one percent (51%) owned by one or more minority group members, and in which such minority ownership has and exercises the authority to control independently the day-to-day business decisions of the enterprise; and which is authorized to do business in New York State and is independently owned and operated.

The MBE shall be certified under the New York State MBE/WBE Certification Program.

"Women-Owned Business Enterprise" or "WBE" shall mean any business enterprise, including a sole proprietorship, partnership or corporation that is: at least fifty-one percent (51%) owned by one or more citizens or permanent resident aliens who are women, and in which the ownership interest of such women is real, substantial, and continuing in which such women ownership has and exercises the authority to control independently the day-to-day business decisions of the enterprise; and which is authorized to do business in New York State, and is independently owned and operated.

The WBE shall be certified under the New York State MBE/WBE Certification Program.

#### MINORITY AND WOMEN BUSINESS ENTERPRISE UTILIZATION

To the extent applicable to the project scope, the Town shall make good-faith efforts to utilize, where feasible, MBE/WBEs for consulting opportunities.

Consideration shall be given to utilizing M/WBEs in joint ventures as prime consultants and as subconsultants in architectural, engineering, planning and other professional disciplines as well as for subcontracting services and supplies necessary for the performance of the proposed contract.

The Federal Urban Development Corporation will provide lists of certified MBE/WBE firms which specialize in areas of expertise which are necessary for the performance of any contract.

The Town shall achieve the above through good faith efforts and measures which may include, but shall not be limited to, the following:

- (i) Dividing the Town work to be performed in connection with the project into smaller portions, where economically and technically feasible;
- (ii) Actively and affirmatively soliciting bids for subconsultants from qualified MBEs and WBEs including circulation of solicitations to Minority contractor associations;
- (iii) Making plans and specifications for prospective Town work to be performed in connection with the Project available to MBEs and WBEs in sufficient time for thorough review before the required time for submission of proposals;
- (iv) Utilizing the services and cooperating with those organizations providing technical assistance to MBEs and WBEs in connection with MBE and WBE participation on any project;
- (v) Utilizing the qualified MBEs and WBEs referred to the Town for the purpose of soliciting bids for consultants;
- (vi) Encouraging the formation of joint ventures, partnerships or other similar arrangements among subconsultants where appropriate to insure the Town will meet its obligations hereunder; and
- (vii) Maintaining records detailing the efforts made to involve MBEs and WBEs who were contacted and, if not selected, the reason for such decision.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN POKORSKI , WHO MOVED  
ITS ADOPTION, SECONDED BY SUPERVISOR  
GRECO , TO WIT:

WHEREAS, on June 20, 1983, Stephania Plewniak and Bernice Plewniak  
granted a Temporary Easement to the Town of Lancaster in connection with the  
construction of Sanitary Relief Sewers, and

WHEREAS, on June 27, 1983, Stanley R. Plewniak granted a Temporary  
Easement to the Town of Lancaster in connection with the construction of  
Sanitary Relief Sewers, and

WHEREAS, the Town of Lancaster no longer needs either of said  
Temporary Easements;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to execute  
and deliver the proper documents releasing and cancelling each of said  
Temporary Easements.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 7, 1993

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GRECO , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, the Town of Lancaster is preparing to construct a Senior  
Citizens Center at Oxford Park, located in the Village of Lancaster, and

WHEREAS, there will be a need for the Town to let out contracts for  
the construction of the Senior Citizens Center;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is hereby authorized to let out for  
bid the various contracts required for the construction of the Senior Citizens  
Center at Oxford Park in the Village of Lancaster.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 7, 1993

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GRECO , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, the Town Attorney has expressed a need for temporary  
additional help in his office, and

WHEREAS, the Town Board agrees that such temporary help is needed,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby hires Jean Conklin, residing at  
77 Harvey Drive, Lancaster, New York, to work in the Town Attorney's office,  
said position shall be temporary and part time and shall pay \$7.00 per hour,  
with no further benefits.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 7, 1993

32X

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GRECO, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
VAN NORTWICK, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby  
ordered paid from their respective accounts:

Claim No. 8547 to Claim No. 8830 Inclusive.

Total amount hereby authorized to be paid:

\$929,887.02

and,

BE IT FURTHER

RESOLVED, that the check for Claim No. 8655 in the amount of  
\$6,037.50, payable to Mark J. O'Connor, Esq. for legal services rendered, be  
held by the Supervisor until certification by the Town Attorney as to the  
appropriateness of this payment.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES.
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 7, 1993

File: R.CLAIMS

32X1

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN VAN NORTWICK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

RESOLVED, that the following Building Permit Applications be and  
are hereby approved and the issuance of these Building Permits be and are  
hereby authorized:

## CODES:

- (T) = Tree Planting Fee tendered to the Town of Lancaster pursuant to  
the provisions of Chapter 30-26 of the Code of the Town of Lancaster.
- (SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town  
Lancaster.
- (CSW) = Conditional sidewalk waiver.

NO.	CODE	NAME	ADDRESS	STRUCTURE
1240	(T)(SW)	M/M Keith Baran	105 Pavement Rd	ER. SIN. DWLG
1241	(T)	Sciandra Bldg & Const.	53 Gale Dr	ER. SIN. DWLG
1242		Jeffrey Zika	210 Peppermint Rd	ER. POLE BARN
1243		Richard James	173 Schwartz Rd	ER. SHED
1244		Rodney Miller	32 Signal Ct	ER. SHED, DECK
1245		Roger Mead	1091 Ransom Rd	ER. GARAGE
1246		Donald Ostempowski	33 Willow Ridge La	ER. SHED
1247	(T)	Essex Homes of WNY	5 <del>WILLLOW RIDE LA</del> <sup>ER</sup> <del>41 Hillside Pkwy</del>	ER. SIN. DWLG
1248		David Kral	469 Aurora St	ER. GARAGE
1249		Thomas Searer	76 Williamsburg La	ER. SHED
1250		Robert/Arlene Zipp	44 Fox Hunt Rd	ER. SHED
1251	(T)	E.F. Burke Co. Inc.	20 Rue Madeleine Way	ER. SIN. DWLG
1252		George Brown	63 Gale Dr	ER. SHED
1253	(T)	Thomas Neth	177 Enchanted For S	ER. SIN. DWLG
1254		Walter Powell	172 Schwartz Rd	ER. SHED
1255		John Scalfaro	16 Gale Dr	ER. SHED
1256	(T)	Donato Developers	5766 Broadway	ER. DBL. DWLG
1257		Town Line V.F.D.	6262 Broadway	DEM. SIN. DLWG, BARN
1258		Dave Parsnick	5 Southpoint Dr	ER. DECK
1259		Wienckowski Builders	516 Hall Rd	EXT. SIN. DWLG
1260		Black Hat	25 Glendale Dr	REMOD. CHIMNEY
1261		Robert O'Connor	27 Pinetree Dr	ER. SHED
1262		Doug Young	14 Greenbriar Dr	ER. SHED
1263	(T)	Scott Lavery	6303 Genesee St	ER. APARTMENT
1264		Lee Robak	5386 William St	ER. POOL
1265		Paul Werner	71 Brunck Rd	ER. FIREPLACE



1266 (T)	Maplegrove Bldrs	6 Huntington Ct	ER. SIN. DWLG
1267 (T)	Maplegrove Bldrs	4 Rue Madeleine Way	ER. SIN. DWLG
1268 (T)	Maplegrove Bldrs	5 Huntington Ct	ER. SIN. DWLG
1269	Joseph Trzybinski	6494 Broadway	EXT. DLB. DWLG
1270	Michael/Annette Czosek	105 Westwood Rd	EXT. SIN. DWLG
1271	Wayne Sanders	438 Pleasant View Dr.	ER. DECK, PORCH
1272	Majestic Pools	5002 William St	ER. FENCE, POOL
1273	Theresa Barnack	111 Pheasant Run La	ER. SHED
1274	Richard Korcz	4946 William St	EXT. SIN. DWLG
1275	Greg Borgosz	420 Central Ave	ER. FENCE
1276	Michael Liszkiewicz	740 Ransom Rd	EXT. SIN. DWLG
1277	Florence DeWolf	269 Erie St	ER. SHED
1278	Frank Movalli	6 Schilling Ct	ER. DECK
1279	Edward Strickland	32 Botimer St	ER. GARAGE
1280	Herbert Hoegel	206 N Maple Dr	ER. SHED
1281	Kathy Brown	19 Petersbrook Cir	ER. POOL
1282 (T)	Fischione Const.	70 Tomahawk Tr	ER. SIN. DWLG
1283	Ronald Ruffino	150 Pleasant View Dr	ER. SHED
1284	Towne Edge Development	5859 Broadway	ER. FENCE
1285 (T)	Donato Developers	22 Grafton Ct	ER. SIN. DWLG
1286 (T)(SW)	Larry Edmonson	1342 Town Line Rd	ER. SIN. DWLG
1287 (T)	Gregory Dykes	3 Huntington Ct	ER. SIN. DWLG
1288 (T)	Centennial Homes	10 Rue Madeleine Way	ER. SIN. DWLG
1289 (T)	Stratford Homes, Inc	43 Signal Dr	ER. SIN. DWLG
1290 (T)	Stratford Homes, Inc.	39 Rue Madeleine	ER. SIN. DWLG
1291 (T)	Sunrise Builders	18 Rue Madeleine	ER. SIN. DWLG
1292	M/M Avery	16 Schilling Ct	ER. DECK
1293 (T)	Forbes Homes Inc	52 Southpoint	ER. SIN. DWLG
1294 (T)	Forbes Homes, INC	25 Chestnut Corner	ER. SIN. DWLG
1295 (T)	Marrano/Marc Equity	13 Whitestone Ln	ER. SIN. DWLG
1296 (T)(CSW)	CMK Builders	480 Pleasant View Dr	ER. SIN. DWLG

and,

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks, and

32X1



BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the condition that the Town of Lancaster, at any future date, has the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN POKORSKI	VOTED	YES
COUNCILMAN VAN NORTWICK	VOTED	YES
SUPERVISOR GRECO	VOTED	YSE

September 7, 1993

Supervisor Greco requested a suspension of the necessary rule for immediate consideration of the following resolution -  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GRECO , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
VAN NORTWICK , TO WIT:

WHEREAS, the Town's Special Labor Counsel, Nicholas J. Sargent, has negotiated in principle a three-year agreement, which expires December 31, 1995, with the Cayuga Club Police Benevolent Association, Inc. (PBA), and

WHEREAS, a Memorandum of that Agreement has been reviewed by the Town Board and found acceptable;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the formal Agreement, after proper review by the Town's Special Counsel, by and between the Town of Lancaster and the Cayuga Club Police Benevolent Association, Inc. (PBA), for the period January 1, 1993 to December 31, 1995, be and is hereby accepted by the Town Board of the Town of Lancaster;

2. That the Supervisor be and is hereby authorized and directed to execute a formal Agreement which incorporates the terms of said memorandum on behalf of the Town of Lancaster, and all parties concerned be extended the thanks of the Town Board for the spirit in which this Agreement is consummated.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 7, 1993

32x1

Councilman Kwak requested a suspension of the necessary rule for immediate consideration of the following resolution -  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA, TO WIT:

WHEREAS, the resolution adopted by the Town Board of the Town of Lancaster on August 16, 1993, as it relates to a hiking and biking trail, be and is hereby amended to read as follows:

WHEREAS, the Town Board of the Town of Lancaster has been notified that funding is available for the construction of a hiking and biking trail from Keysa Park to Town Line Road, through the New York State Department of Transportation, Intermodal Surface Transportation Efficiency Act (ISTEA) Grant, and

WHEREAS, the Town Board deems it in the public interest to construct a trail of this nature, which will expand the recreational facilities provided for the residents of this Town, and

WHEREAS, the total project cost is \$625,000.00 and the grant amounts to \$500,000.00 with the Town matching \$125,000 in in-kind goods and services and non-federal funds;

NOW, THEREFORE, BE IT

RESOLVED, that LUCIAN J. GRECO, Supervisor of the Town of Lancaster, be and is hereby authorized to apply to the New York State ISTEA Transportation Enhancement Program for a grant in the sum of \$500,000.00, with the Town matching \$125,000.00 in in-kind services and non-federal funds, for the construction of a hiking and biking trail from Keysa Park to Town Line Road in the Town of Lancaster, Erie County, New York.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 7, 1993

32X1

Councilman Kwak requested a suspension of the necessary rule for immediate consideration of the following resolution -

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
POKORSKI, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has been notified that funding is available for construction and purchase of materials for a baseball field, soccer field and playground for the Town Youth and for a small outdoor pavilion, picnic benches, shuffleboard and horseshoe pit for the Town Seniors, through the New York State Office of Parks, Recreation and Historic Preservation (OPRHP), from the Land and Water Conservation Fund/Environmental Quality Bond Act of 1986, and

WHEREAS, the grant amounts to \$150,000 with the Town matching \$150,000 in in-kind goods and services and cash, and

WHEREAS, the Town Board deems it in the public interest to apply for such funding;

NOW, THEREFORE, BE IT

RESOLVED, that LUCIAN J. GRECO, Supervisor of the Town of Lancaster, be and is hereby authorized to apply to the New York State Office of Parks, Recreation and Historic Preservation for \$150,000.00 from the Land and Water Conservation Fund/Environmental Quality Bond Act of 1986, for the construction and purchase of materials for a baseball field soccer field and playground for the Town Youth and for a small outdoor pavilion, picnic benches, shuffleboard and horseshoe pit for Town Seniors, with said funds to be matched by the Town with \$150,000 in in-kind goods and services and cash.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 7, 1993  
File: R.Grant.OPRHP

32X1

Councilman Giza requested a suspension of the necessary rule for immediate consideration of the following resolution -  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA, WHO MOVED  
ITS ADOPTION, SECONDED BY SUPERVISOR  
GRECO, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has reviewed the request of Promotional Images, 4422 Walden Avenue, Lancaster, New York 14086, for sanitary sewer service to premises located at 4422 Walden Avenue, Lancaster, New York, which is situated outside the boundary of Sewer District No. 4, and

WHEREAS, the Town Board deems it in the public interest to provide sewer service to 4422 Walden Avenue,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to execute an Out of District Customer Service Agreement with Erie County Sewer District No. 4 to provide sanitary sewer service to premises owned by Promotional Images on premises situate at 4422 Walden Avenue, and

BE IT FURTHER

RESOLVED, that fees associated with this connection shall not be a municipal expense but shall be a personal expense of Promotional Images.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 7, 1993

File: R.BLANK (P1)

32X1

Supervisor Greco requested a suspension of the necessary rule for immediate consideration of the following resolution -  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GRECO, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has determined that certain town-owned equipment is surplus in nature and has not been operational for some time, and

WHEREAS, the Town Board deems it in the public interest to offer for sale at public auction certain equipment from various town departments to be sold "AS IS";

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the sale of town-owned surplus equipment at public auction, Thursday, September 9, 1993, at 10:00 o'clock A.M., Local Time, at the Town Center, 525 Pavement Road, Lancaster, New York, and

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
SUPERVISOR GRECO	VOTED YES

September 7, 1993

32X1

STATUS REPORT ON UNFINISHED BUSINESS:Detention Basin - Milton Drive

On September 3, 1991 the Town Board authorized the Supervisor to enter into an agreement with the Village of Lancaster for this remedial work. On October 7, 1991 the Town Board adopted a \$300,000.00 bond resolution to fund this project. On September 7, 1993, final payment was made to the contractor on this project. This item will be removed from future Town Board agendas.

Public Improvement Permit Authorization - The Crossings Subdivision, (Giallanza) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Deer Cross Subdivision, Phase I (Donato) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Deer Cross Subdivision, Phase II (Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Forestream Village Subdivision, Phase I (DiLapo) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Floodway Grading	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No

Public Improvement Permit Authorization - Forestream Village Subdivision, Phase II (DiLapo) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Floodway (S. Br.)	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No

Public Improvement Permit Authorization - Forestream Village Subdivision, Phase III (DiLapo) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Street Lights	Yes	No	No	n/a	Yes
Sidewalks	No	n/a	n/a	n/a	n/a

32X1

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)Public Improvement Permit Authorization - Glen Hollow, Phase I (Josela)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Detention Basin	n/a	n/a	n/a	n/a	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Grafton Park Subdivision (Donato Developers) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Hidden Hollow Subdivision, (Paul M. Dombrowski)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Pavement and Curbs	Yes	Yes 10/21/91	Yes	No	Yes
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Hillview Estates Subdivision, Phase I (Hillview Development)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes 12/16/91	Yes	n/a	NB-2-
Pavement and Curbs	Yes	Yes 12/16/91	Yes	NB-1-	NB-2-
Storm Sewers	Yes	Yes 12/16/91	Yes	n/a	NB-2-
Detention Basin	Yes	No	No	No	NB-2-
Street Lights	Yes	Yes 2/22/93	Yes	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

NB-1- Filed but not yet returned.  
NB-2- Town Attorney has Bill of Sale.

Public Improvement Permit Authorization - Hillview Estates Subdivision, Phase II (Hillview Development)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes 9/08/92	Yes	n/a	Yes
Pavement and Curbs	Yes	Yes 9/08/92	Yes	NB-1-	Yes
Storm Sewers	Yes	Yes 9/08/92	Yes	n/a	Yes
Detention Basin	No	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

NB-1- 12/1/92- Deed filed. Awaiting return from County Clerk

Improvement Permit Authorization - Hunters Creek Subdivision, Phase I (Burke Bros. Construction) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Storm Sewers	Yes	Yes 8/02/93	Yes	n/a	No



**STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)****Public Improvement Permit Authorization - Hunters Creek Subdivision, Phase II**  
(Burke Bros. Construction)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes 8/02/93	Yes	n/a	No
Pavement and Curbs	Yes	Yes 8/02/93	Yes	No	No
Storm Sewers	Yes	Yes 8/02/93	Yes	n/a	No
Detention Basin	n/a	n/a	n/a	n/a	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

**Public Improvement Permit Authorization - Indian Pine Village Subdivision, Phase I**  
(Fischione Const., Inc.) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No

**Public Improvement Permit Authorization - Indian Pine Village Subdivision, Phase II**  
(Fischione Construction) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

**Public Improvement Permit Authorization - Lake Forest Subdivision, Phase I**  
(Dana Warman) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a

**Public Improvement Permit Authorization - Lake Forest South Subdivision**  
(Mark Ogian)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes 12/07/92	Yes	n/a	No
Pavement and Curbs	Yes	Yes 12/07/92	Yes	No	No
Storm Sewers	Yes	Yes 12/07/92	Yes	n/a	No
Detention Basin	n/a	n/a	n/a	n/a	n/a
Street Lights	Yes	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

**Public Improvement Permit Authorization - Larkspur Acres Subdivision**  
(Andrusz & Schmid Dev.) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a

**Public Improvement Permit Authorization - Liberty Square Subdivision**  
(Dana Warman) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)Public Improvement Permit Authorization - Meadowlands Subdivision (Bosse)  
Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Pine Tree Farm, Phase I (Josela - East off Aurora Street) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Pavement and Curbs	Yes	Yes 9/05/89	Yes	***	Yes
Detention Basin	Yes	No	No	No	n/a

\*\*\* Deed received but not yet recorded.

Public Improvement Permit Authorization - Pine Tree Farm, Phase II (Josela - East off Aurora Street) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Pavement and Curbs	Yes	Yes 4/17/89	Yes	No	Yes

Public Improvement Permit Authorization - Quail Run Subdivision, Phase I (Ciminelli Development Co.)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	n/a	No
Storm Sewers	Yes	No	No	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Southpoint Subdivision, Phase I (Josela) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
E. Detention Pond	Yes	No	No	No	n/a
W. Detention Pond	Yes	No	No	No	n/a

Public Improvement Permit Authorization - Stony Brook, Phase I (Marrano) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Pavement & Curbs	Yes	Yes 12/17/90	Yes	***	Yes
Detention Area 1	Yes	No	No	No	n/a
Detention Area 2	Yes	No	No	No	n/a

\*\*\* Deed received but not yet filed.

Public Improvement Permit Authorization - Stony Brook, Phase II (Marrano) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Area	Yes	No	No	No	n/a

32X1

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)Public Improvement Permit Authorization - Stony Brook, Phase III (A) (Marrano)  
Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Pond	Yes	No	No	No	n/a

Public Improvement Permit Authorization - Townview Apartments (Belmont Shelter)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No
Sidewalks	Yes	No	n/a	n/a	n/a

Public Improvement Permit Authorization - Thruway Industrial Park (P & R Casilio Enterprises)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

Public Improvement Permit Authorization - Warnerview Estates, Phase I (Donato) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a

Public Improvement Permit Authorization - Warnerview Estates, Phase II (Donato) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Street Lights	Yes	No	No	n/a	No

Public Improvement Permit Authorization - Willow Ridge Subdivision (Cinato Bros.) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a

Public Improvement Permit Authorization - Windsor Ridge Subdivision, Phase I (M. J. Peterson)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No

32X1

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)Public Improvement Permit Authorization - Woodgate Subdivision, Phase I  
(Josela Enterprises) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a

Rezone Petition - M.A. Tufiallaro Builders, Inc.

On August 4, 1993 this matter was referred to the Planning Board for review and recommendation. On September 1, 1993 the Planning Board recommended to the Town Board a denial of this rezone petition.

Subdivision Approval - Bowen Road Square (Off Bowen Road)

On August 30, 1990 the developer tendered to the Town Clerk a subdivision filing fee of \$1,135.00. On August 1, 1990 the Planning Board approved the preliminary plat for this development subject to three conditions. On January 22, 1991 the Municipal Review Committee tabled their SEQR Review decision pending receipt of additional data from the petitioner. On March 29, 1993 the Municipal Review Committee adopted a Negative SEQR Declaration for this project.

Subdivision Approval - Cross Creek (Off Pleasant View Drive)

On November 5, 1992 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On November 18, 1992 the Planning Board approved the sketch plan for this subdivision. On March 29, 1993 the Municipal Review Committee adopted a Negative SEQR Declaration for this project.

Subdivision Approval - East Brook Estates (Off Bowen Road)

This matter awaits formal filing with the Town Clerk. No engineering review fee has been received.

Subdivision Approval - Fairway Hills (Off William Street)

On November 19, 1992 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On January 6, 1993 the Planning Board conditionally approved the sketch plan for this subdivision. On January 6, 1993 the Municipal Review Committee adopted a Positive SEQR Declaration on this matter. On January 20, 1993 an informal scoping session was held on this project. On May 17, 1993 the Town Board set a Public Hearing on the Draft Environmental Impact Statement (DEIS) for June 9, 1993.

Subdivision Approval - Fox Valley Estates, Phase I (Off Peppermint Road)

On November 22, 1991 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On January 25, 1993 the Building Inspector received and distributed a revised sketch plan to the Planning Board and other reviewers. On February 3, 1993 the Planning Board approved the sketch plan subject to three conditions. On February 12, 1993 an application for Preliminary Plat Plan approval was received with a review fee of \$820.00 and distributed by the Building Inspector to various reviewers. On March 3, 1993 the Planning Board approved the Preliminary Plat with two conditions. On March 15, 1993 the Town Board accepted the final Environmental Impact Statement dated February 9, 1993. On March 15, 1993 the Draft environmental Impact Statement (DEIS), dated February 9, 1993 as supplemented and amended, was adopted as the Final Environmental Impact Statement (FEIS). On April 4, 1993 the Town Board adopted Final SEQR findings for this project.

32X1

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)Subdivision Approval - Golfe Creek Town Homes (formerly Country Club Commons) (Townhouses - Off Broadway West of the Lancaster Country Club)

On July 9, 1990 the Municipal Review Committee adopted a Negative SEQR Declaration on this matter. On October 24, 1990 the Building Inspector transmitted an Application for Sketch Plan Approval to the Planning Board for review. On November 7, 1990 the Planning Board approved the sketch plan for this development. On November 21, 1990 the developer tendered to the Town Clerk an Application for Approval of Subdivision Preliminary Plat Plan along with a filing fee of \$1090.00. On November 28, 1990 the Planning Board approved the Preliminary Plat Plan. On February 1, 1991 the developer filed a final plat with the Building Inspector for review and distribution to the Town Board. On February 11, 1991 the Town Attorney notified the developer that the final plat was not sufficient. On June 17, 1991 the Town Board approved the final plat for this development and authorized the filing of a map cover in the Erie County Clerk's Office. On August 19, 1991 the Town Board approved a name change for this project to Golfe Creek Town Homes and authorized the filing of a map cover in the Erie County Clerk's office under that name. This item remains on the agenda until the map cover is filed.

Subdivision Approval - Parkedge (Off William Street)

On October 18, 1989 the Planning Board approved the sketch plan for this project. On March 6, 1991 an application for preliminary plat approval was filed with the Town Clerk and referred to the Building Inspector for distribution to various reviewers. On March 6, 1991 a \$1285.00 Subdivision Filing Fee was received by the Town Clerk. On May 6, 1991 the SEQR Municipal Review Committee adopted a negative declaration.

Subdivision Approval - Penora Street

On May 20, 1993 an application for subdivision preliminary plat plan approval was filed with the Building Inspector and distributed to various reviewers.

Subdivision Approval - Scinta (4 lots Erie Street)

On July 31, 1992 the developer tendered to the Town Clerk an Application for Preliminary Plat Plan Approval along with a filing fee of \$400.00. On August 1, 1992 the Building Inspector distributed the Preliminary Plat Plan to various reviewers. On September 2, 1992 the Planning Board approved a preliminary plat plan for this subdivision. On November 2, 1992 a SEQR hearing was held on this matter and a Negative Declaration was adopted.

Subdivision Approval - Stony Brook, Phase IV (South Side of Pleasant View Drive)

On March 16, 1992 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On April 1, 1992 the Planning Board approved the sketch plan. On October 21, 1992 the Planning Board gave conditional approval to this preliminary plat plan. On July 6, 1993, the Town Board authorized the filing of a map cover in the Erie County Clerk's Office. This item remains on the agenda until the map cover is filed.

Subdivision Approval - Stony Brook South (North of Walden Avenue)

On April 27, 1993 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On May 5, 1993 the Planning Board approved a sketch plan for this subdivision. On June 25, 1993, an application for preliminary plat approval was filed with the Town Clerk along with a check for \$400.00 and referred to the Building Inspector for distribution to various reviewers. On June 25, 1993, the Building Inspector distributed the preliminary plat to various reviewers.

32X1

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)

Subdivision Approval - Stream Field (East of Tops Plaza)

On February 3, 1993 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On March 17, 1993 the Planning Board approved the sketch plan. On March 29, 1993, the Municipal Review Committee adopted a SEQR Negative Declaration for this project.

Subdivision Approval - Thruway Industrial Park (Off Gunville Rd.)

On October 4, 1989 the Planning Board approved the site plan for this subdivision. On October 13, 1989 the developer tendered to the Town Clerk a subdivision filing fee of \$415.00. On August 6, 1990 the Town Board adopted a SEQR Negative Declaration on this matter.

Subdivision Approval - Village on the Park (N/E Corner Lake and William)

On January 27, 1993 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On February 17, 1993 the Planning Board approved the sketch plan. On March 29, 1993 the Municipal Review Committee adopted a SEQR Negative Declaration for this project.

Subdivision Approval - Walden Trace (Off Walden Avenue)

On September 24, 1992 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On October 7, 1992 the Planning Board approved the sketch plan subject to five conditions to be incorporated into the preliminary plat plan. On January 4, 1993 an Application for Preliminary Plat Approval was filed with the Town Clerk along with a check for \$1960.00 and referred to the Building Inspector for distribution to various reviewers. On January 20, 1993 the Planning Board approved the preliminary plat plan. On June 16, 1993 the Building Inspector received and distributed a final plat to the Town Board and various reviewers.

Subdivision Approval - Walnut Creek (Off Aurora Street)

On April 28, 1992 an application for subdivision sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On July 15, 1992 the Municipal Review Committee adopted a SEQR Negative Declaration for this project. On October 10, 1992 an Application for Preliminary Plat Approval was filed with the Town Clerk along with a check for \$1930.00 and referred to the Building Inspector for distribution to various reviewers. On November 4, 1992 the Planning Board approved the preliminary plat plan for this subdivision. On May 19, 1993 the Planning Board approved a revised preliminary plat plan for this subdivision.

Subdivision Approval - Windsor Ridge (Off Lake Avenue)

On June 25, 1993, the Building Inspector received and distributed an application for sketch plan approval to various reviewers. On July 7, 1993 the Planning Board approved the sketch plan subject to three conditions.

32X1



PERSONS ADDRESSING THE TOWN BOARD:

James Guenther, 562 Pavement Road, spoke to the Town Board on the following matter:

1. Thanked the Supervisor for intervening with Pine Hill Concrete Mix Corp. in an attempt to reduce the dust and dirt problem caused by trucks exiting their Pavement Road plant.

Gloria Kubicki, 15 Maple Drive, spoke to the Town Board on the following matters:

1. Requested a list of all full time and part time town employees.
2. Partial payment of tax bills.
3. The present status of a proposed Town moratorium on new developments in the Town.

Ethan L. Peters, 222 Warner Road, spoke to the Town Board on the following matter:

1. Reduction of speed limit on Warner Road to 30 MPH.

John Sartori, 514 William Street, spoke to the Town Board on the following matters:

1. The resolution adopted by the Town Board this evening abolishing the position of Director of Administration and Finance in the Supervisor's office.
2. Advertising the availability of various town jobs.

Michael Gach, 100 Straley Road, Cheektowaga, spoke to the Town Board on the following matter:

1. The issuance of a Certificate of Occupancy to Belmont Shelter Corp. for their 50 unit Townview Apartment Complex.

Michael Schaut, 30 Squirrel Run, spoke to the Town Board on the following matter:

1. The resolution adopted this evening establishing a Contingency and Tax Stabilization Reserve Fund.

Helen Ronan, Belmont Shelter Corp., spoke to the Town Board on the following matter:

1. The issuance of a Certificate of Occupancy to Belmont Shelter Corp for their 50 unit Townview Apartment Complex.



COMMUNICATIONS

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DISPOSITION

521. NYSDOT to Town Clerk - Notice of completion of work on 7/22/93 re: replacement of Route 33 Bridge over Ellicott Creek.	R & F
522. Joseph Naples Companies to Town Clerk - Transmittal of brochure entitled <u>The ERISA Fiduciary Rules: Your Duties, Responsibilities and Liabilities.</u>	R & F
523. Town Engineer to Town Board - Recommend acceptance of storm sewer, pavement and curbs, water lines and sidewalks within Townview Apartments Development on Granbo Dr.	BUILDING INSPECTOR TOWN ATTORNEY
524. NYSDOT to County Dept. of Public Works - Notice that studies have been initiated re: request to lower maximum speed on Town Line Rd.	PUBLIC SAFETY COMMITTEE POLICE CHIEF
525. Assessor to Town Board - Status of IDA Projects.	R & F
526. Building Inspector to Walden Ave. Businesses - Request assistance in effort to improve appearance of Walden Ave. corridor.	R & F
527. County Dept. of Health to DCO - Comments re: vaccinations against rabid raccoons.	TOWN ATTORNEY
528. Harris, Beach & Wilcox, Attorneys, to Supervisor - Comments re: Cable Television rate regulation rules with offer of services.	CABLE COMMISSION
529. LVAC to Supervisor - Notification that mailing of monthly update on various corps matters is being initiated.	PUBLIC SAFETY COMMITTEE
530. County Dept. of Health to Timothy Kelly - Transmittal of Certificate of Approval of Realty Subdivision for Aurora Village Estates.	PLANNING COMMITTEE
531. Congressman Jack Quinn to Supervisor - Notice of Community Meeting Program to be held 9/18/93 at the Lancaster Town Hall.	R & F
532. Paul Szczesny to Town Clerk - Prospectus of qualifications.	R & F
533. Twin District V.F.C. to Town Clerk - Recommendation of additions to and deletions from roster.	R & F
534. Alden Central Schools District Clerk to Town Clerk - Transmittal of Board of Education resolution re: collection of partial tax payments.	TOWN ATTORNEY
535. Lancaster Central School District Clerk to Receiver of Taxes - Transmittal of resolution re: Receiver of Taxes permission to accept partial payment of current school tax bills.	TOWN ATTORNEY
536. Town Engineer to Town Board - Request extension of employment for Corrie Feldmann from 8/31/93 to 9/17/93.	R & F
537. Police Chief to Town Clerk - Recommend approval of Game Room License for Charter Motor Inn.	R & F
538. Police Chief to Pratt & Huth Associates - Approval of subdivision and street names for proposed Regents Park Subdivision.	PLANNING COMMITTEE

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**COMMUNICATIONS**

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**DISPOSITION**

539. Police Chief to Planning Board Chair. - Advisement and comments re: Fairway Hills Subdivision sketch plan.	<u>PLANNING COMMITTEE</u>
540. Town Clerk to Zoning Board Members, Building Inspector and Town Attorney - Transmittal of variance petitions for meeting of 9/9/93.	<u>R &amp; F</u>
541. Town Clerk to Town Engineer and Building Inspector Transmittal of G. Michael/Lee Wade Dumping Permit Application.	<u>TOWN ATTORNEY</u> <u>PLANNING COMMITTEE</u>
542. Depew-Lancaster Boys & Girls Club to Supervisor - Request balance of funding by 9/15/93.	<u>SUPERVISOR</u>
543. Donald Symer, 610 Columbia Ave., to Town Board - Concerns re: traffic at intersection of Central and Walden Avenues.	<u>POLICE CHIEF</u>
544. Police Chief to Town Board - Request Town obtain rider for student dependent coverage under Community Blue Insurance.	<u>R &amp; F</u>
545. Assessor to Town Board - Notice of option taken re: collection of taxes for National Fuel Gas.	<u>TOWN ATTORNEY</u>
546. Town Clerk to Town Engineer and Bldg. Inspector - Transmittal of Nick Ciccareli's Application for a Dumping Permit.	<u>TOWN ATTORNEY</u> <u>PLANNING COMMITTEE</u>
547. Police Clerk to Lt. Michael Curran - Request study of dangerous condition at Walden and Central Avenues.	<u>POLICE CHIEF</u>
548. Clarence Central School District to Town Clerk - Transmittal of Board of Education resolution re: collection of partial tax payments.	<u>R &amp; F</u>
549. Building Inspector to Town Board - Commendation of Giallanza Corp. for donation of topsoil to Recreation Dept. for use on Town soccer and baseball fields.	<u>R &amp; F</u>
550. Town Engineer to Town Board - Recommend approval of Change Order No. 3 re: Milton Drive Drainage Project.	<u>R &amp; F</u>
551. Town Planning Board to Town Board - Approval of site plan for Tree of Life Assembly of God	<u>PLANNING COMMITTEE</u>
552. Town Planning Board to Town Board - Denial of Rezone petition for Queens Park Subdivision	<u>TOWN ATTORNEY</u>
553. Town Planning Board to Town Board - Recommends approval for sketch plan for Fairway Hills Subdivision	<u>TOWN ATTORNEY</u> <u>PLANNING COMMITTEE</u>
554. Town Planning Board to Town Board Recommends approval of revised site plan dated August 25, 1993 for Classic & Performance	<u>TOWN ATTORNEY</u> <u>PLANNING COMMITTEE</u>
555. Town Planning Board to Town Board - Transmittal of Minutes of Meeting of September 1, 1993	<u>R &amp; F</u>

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COMMUNICATIONSDISPOSITION

556. Town Clerk to Supervisor - Transmittal of Monthly Report	<u>R &amp; F</u>
557. Town Engineer to Town Board - Recommends acceptance of P.I.P. for storm sewer, waterline and pavement and curb for Glen Hollow, Phase I	<u>R &amp; F</u>
558. Town Engineer to Town Board - Recommends acceptance of P.I.P. for storm Sewer, pavement and curb and waterline	<u>R &amp; F</u>
559. Lancaster Library Director to Supervisor - Letter of commendation for Highway Superintendent and his crew.	<u>R &amp; F</u>
560. Youth Bureau Director to Supervisor - Recommendation of re-appointment of program coordinator, Pamela Reinig.	<u>R &amp; F</u>
561. Gary Botella to Supervisor - Concerns re. speed of traffic on Rehm Rd.	<u>PUBLIC SAFETY COMMITTEE</u>
562. Legislator Larson to Town Board - Requests permission to use Town Hall 9/9/93.	<u>R &amp; F</u>
563. NYSDEC to Ken Ziccarelli, Pine Hill Concrete - Renewal of NYS DEC Permit for mining.	<u>BUILDING INSPECTOR</u>
564. County Health Dept. to Town Board - Approval of completed works at Hunters Creek Subdivision. Ref. 9113.	<u>R &amp; F</u>
565. County Health Dept. to Supervisor & Town Board - Approval of plans for water line extension Fox Valley Estates - Phase I. Ref. 9228	<u>ENGINEER</u> <u>PLANNING COMMITTEE</u>
566. Michael F. Jablonski to Supervisor - Letter of appreciation re. drainage problem on Squirrel Run.	<u>R &amp; F</u>
567. Pine Hill Concrete Mix Corp. to Supervisor - Advisement of solutions to problems on Pavement Road.	<u>BUILDING INSPECTOR</u>
568. Police Chief to Lt. Curran - Conduct study (dangerous condition) at Walden and Central.	<u>R &amp; F</u>
569. U.S. Postal Service to Hon. Jack Quinn - Response to letter concerning residents request to change Depew ZIP 14043 to Lancaster ZIP 14086.	<u>R &amp; F</u>
570. Friends of Como Park to Supervisor - Notice of "Halloween in the Park" to be held at Como Park Lake on 9/30/93.	<u>TOWN ATTORNEY</u> <u>PLANNING COMMITTEE</u>
571. Thomas G. McClary, 5932 Broadway, to NYSDOT - Complaint re: lack of action taken to correct drainage ditch problem.	<u>ENGINEER</u>
572. ECDEP to Supervisor - Comments re: SEQR FEIS review of Fairway Hills Subdivision.	<u>PLANNING COMMITTEE</u>

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ADJOURNMENT:

ON MOTION OF COUNCILMAN GIZA, AND SECONDED BY THE ENTIRE TOWN BOARD  
AND CARRIED, the meeting was adjourned at 10:40 P.M.

Signed

*Robert P. Thill*

Robert P. Thill, Town Clerk

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